

# Order

Michigan Supreme Court  
Lansing, Michigan

October 28, 2013

Robert P. Young, Jr.,  
Chief Justice

147376

Michael F. Cavanagh  
Stephen J. Markman  
Mary Beth Kelly  
Brian K. Zahra  
Bridget M. McCormack  
David F. Viviano,  
Justices

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellee,

v

SC: 147376  
COA: 308871  
Wayne CC: 11-008251-FH

JOSEPH RIVERS,  
Defendant-Appellant.

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On order of the Court, the application for leave to appeal the May 23, 2013 judgment of the Court of Appeals is considered. We DIRECT the Wayne County Prosecuting Attorney to file a supplemental brief, addressing the unpreserved issue raised by the defendant in his application for leave to appeal in which he asserts that he was not subject to sentence enhancement on the charge of possession of a firearm during the commission of a felony, second offense, MCL 750.227b(1), because he was not previously convicted of felony-firearm. The prosecuting attorney's supplemental brief shall be filed within 28 days after the date of this order.

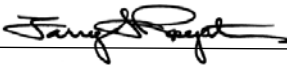
The application for leave to appeal remains pending.



s1021

I, Larry S. Royster, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

October 28, 2013

  
Clerk